

STATE OF HAWAII  
HAWAII LABOR RELATIONS BOARD

In the Matter of

SUSAN SUGARMAN FREE,

Complainant,

and

KEVIN MULLIGAN, Union Agent, Hawaii  
Government Employees Association,  
AFSCME, Local 152, AFL-CIO and HAWAII  
GOVERNMENT EMPLOYEES ASSOCIA-  
TION, AFSCME, LOCAL 152, AFL-CIO,

Respondents.

CASE NO. CU-13-200

ORDER NO. 2093

ORDER DISMISSING PROHIBITED  
PRACTICE COMPLAINT

ORDER DISMISSING PROHIBITED PRACTICE COMPLAINT

On June 4, 2002, Complainant SUSAN SUGARMAN FREE (FREE) filed the instant prohibited practice complaint with the Hawaii Labor Relations Board (Board) against KEVIN MULLIGAN (MULLIGAN), Union Agent, Hawaii Government Employees Association, AFSCME, Local 152, AFL-CIO (HGEA) and the HGEA. FREE alleges that she is a bargaining unit 13 member and seeks to move to Step 3 of the grievance procedure.

Previously, on May 30, 2002, in Order No. 2091, the Board dismissed a complaint filed by FREE, with prejudice, in Case No. CU-13-199 against MULLIGAN and the HGEA because FREE failed to appear at a show cause hearing. In that case, FREE alleged, inter alia, that her employer was blocking the grievance process that she was entitled to utilize under her contract.

The Board's procedural rules, Hawaii Administrative Rules (HAR) § 12-42-42(f), provides:

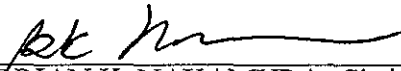
Only one complaint shall issue against a party with  
respect to a single controversy.

As the instant complaint is substantially identical with the complaint filed in Case No. CU-13-199 which was dismissed with prejudice, the Board hereby dismisses the instant complaint pursuant to HAR § 12-42-42(f).

SUSAN SUGARMAN FREE v. KEVIN MULLIGAN, et al.  
CASE NO. CU-13-200  
ORDER NO. 2093  
ORDER DISMISSING PROHIBITED PRACTICE COMPLAINT

DATED: Honolulu, Hawaii, June 12, 2002

HAWAII LABOR RELATIONS BOARD

  
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BRIAN K. NAKAMURA, Chair

  
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CHESTER C. KUNITAKE, Member

  
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KATHLEEN RACUYA-MARKRICH, Member

Copies sent to:

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HGEA  
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